

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

RAYNALDO RIVERA ORTIZ, JR.

CRIMINAL NO. 3:22-CR-378-N

**GOVERNMENT'S SECOND AMENDED EXHIBIT LIST**

The United States of America submits this Exhibit List:

Exhibit No.	Description	Offered	Admitted
<b>August 4, 2022</b>			
1	Surveillance Clip 1 (Channel 2: Actual Time 7:56 and Video Time 8:58)		
2	Surveillance Clip 2 (Channel 2: Actual Time 9:35 and Video Time 10:37)		
3	Surveillance Clip 3 (Channel 2: Actual Time 11:33 – 11:34 and Video Time 12:35 – 12:36)		
4	Surveillance Clip 4 (Channel 2: Actual Time 11:36 – 11:37 and Video Time 12:38 – 12:39)		
5	Surveillance Clip 5 (Channel 2: Actual Time 11:46 – 11:47 and Video Time 12:48 – 12:49)		
6	Surveillance Clip 6 (Channel 2: Actual Time 11:33 – 12:09 and Video Time 12:35 – 13:11)		

7	Surveillance Clip 7 (Channel 2: Actual Time 12:09 and Video Time 13:11)		
8	Surveillance Clip 8 (Channel 2: Actual Time 12:50-12:51 and Video Time 13:52-13:53)		
9	Surveillance Clip 9 (Channel 5: Actual Time 13:09 and Video Time 14:11)		
10	Surveillance Clip 10 (Channel 5: Actual Time 13:15 – 13:17 and Video Time 14:17 – 14:19)		
11	August 4, 2022 - Surveillance Video CH2 0800 - 0900		
12	August 4, 2022 - Surveillance Video CH2 1200 - 1300		
13	August 4, 2022 - Surveillance Video CH2 1300 - 1400		
14	August 4, 2022 - Surveillance Video CH5 1400 - 1500		
<b>August 9, 2022</b>			
15	Surveillance Clip 1 (Channel 2: Actual Time 8:00 – 8:01 and Video Time 9:02 – 9:03)		
16	Surveillance Clip 2 (Channel 2: Actual Time 10:19 and Video Time 11:21)		
17	Surveillance Clip 3 (Channel 2: Actual Time 10:19 – 10:54 and Video Time 11:21 – 11:56)		

18	Surveillance Clip 4 (Channel 2: Actual Time 10:54 and Video Time 11:56)		
19	Surveillance Clip 5 (Channel 7: Actual Time 10:56 and Video Time 11:58)		
20	Surveillance Clip 6 (Channel 2: Actual Time 11:03 – 11:04 and Video Time 12:05 – 12:06)		
21	Surveillance Clip 7 (Channel 2: Actual Time 11:18 and Video Time 12:20)		
22	Surveillance Clip 8 (Channel 2: Actual Time 11:23 – 11:25 and Video Time 12:25 – 12:27)		
23	Surveillance Clip 9 (Channel 4: Actual Time 11:31 and Video Time 12:33)		
24	August 9, 2022 Surveillance Video CH2 0900 - 1000		
25	August 9, 2022 - Surveillance Video CH2 1100 - 1200		
26	August 9, 2022 - Surveillance Video CH2 1200- 1300		
27	August 9, 2022 - Surveillance Video CH4 1200 - 1300		
28	August 9, 2022 - Surveillance Video CH7 1100 - 1200		
<b>August 16, 2022</b>			

29	Surveillance Clip 1 (Channel 2: Actual Time 8:00 and Video Time 9:02)		
30	Surveillance Clip 2 (Channel 2: Actual Time 9:17 and Video Time 10:19)		
31	Surveillance Clip 3 (Channel 2: Actual Time 9:18 and Video Time 10:20)		
32	Surveillance Clip 4 (Channel 5: Actual Time 9:21 – 9:23 and Video Time 10:23 – 10:25)		
33	Surveillance Clip 5 (Channel 2: Actual Time 10:51 and Video Time 11:53)		
34	Surveillance Clip 6 (Channel 2: Actual Time 10:51 – 11:11 and Video Time 11:53 – 12:13)		
35	Surveillance Clip 7 (Channel 2: Actual Time 11:11 and Video Time 12:13)		
36	August 16, 2022 - Surveillance Video CH2 0900 - 1000		
37	August 16, 2022 - Surveillance Video CH2 1100 - 1200		
38	August 16, 2022 - Surveillance Video CH2 1200 - 1300		
39	August 16, 2022 - Surveillance Video CH5 1000 - 1100		
<b>August 18, 2022</b>			

40	Surveillance Clip 1 (Channel 2: Actual Time 5:30 – 5:34 and Video Time 6:32 – 6:36)		
41	Surveillance Clip 2 (Channel 5: Actual Time 9:03 and Video Time 10:05)		
42	Surveillance Clip 3 (Channel 2: Actual Time 9:03 and Video Time 10:05)		
43	August 18, 2022 - Surveillance Video CH2 0600 - 0700		
44	August 18, 2022 - Surveillance Video CH2 1000 - 1100		
45	August 18, 2022 - Surveillance Video CH5 1000 - 1100		
<b>August 19, 2022</b>			
46	Surveillance Clip 1 (Channel 2: Actual Time 8:22 and Video Time 9:24)		
47	Surveillance Clip 2 (Channel 2: Actual Time 10:34 and Video Time 11:36)		
48	Surveillance Clip 3 (Channel 2: Actual Time 10:34 – 10:41 and Video Time 11:36 – 11:43)		
49	Surveillance Clip 4 (Channel 2: Actual Time 10:41 and Video Time 11:43)		
50	Surveillance Clip 5 (Channel 2: Actual Time 11:12 and Video Time 12:14)		

51	Surveillance Clip 6 (Channel 1: Actual Time 11:13 and Video Time 12:15)		
52	Surveillance Clip 7 (Channel 6: Actual Time 12:57 and Video Time 13:59)		
53	Surveillance Clip 8 (Channel 6: Actual Time 13:02 and Video Time 14:04)		
54	August 19, 2022 - Surveillance Video CH1 1200 - 1300		
55	August 19, 2022 - Surveillance Video CH2 0900 - 1000		
56	August 19, 2022 - Surveillance Video CH2 1100 - 1200		
57	August 19, 2022 - Surveillance Video CH2 1200 - 1300		
58	August 19, 2022 - Surveillance Video CH6 1300 - 1400		
59	August 19, 2022 - Surveillance Video CH6 1400 - 1500		
<b>August 23, 2022</b>			
60	Surveillance Clip 1 (Channel 2: Actual Time 7:54 and Video Time 8:56)		
61	Surveillance Clip 2 (Channel 5: Actual Time 8:19 – 8:23 and Video Time 9:21 – 9:25)		
62	Surveillance Clip 3 (Channel 8: Actual Time 8:23 – 8:24 and Video Time 9:25 – 9:26)		

63	Surveillance Clip 4 (Channel 5: Actual Time 8:24 and Video Time 9:26)		
64	Surveillance Clip 5 (Channel 2: Actual Time 8:25 and Video Time 9:27)		
65	Surveillance Clip 6 (Channel 2: Actual Time 8:26 and Video Time 9:28)		
66	Surveillance Clip 7 (Channel 5: Actual Time 8:27 and Video Time 9:29)		
67	Surveillance Clip 8 (Channel 2: Actual Time 8:28 and Video Time 9:30)		
68	Surveillance Clip 9 (Channel 2: Actual Time 8:30 – 8:31 and Video Time 9:32 – 9:33)		
69	Surveillance Clip 10 (Channel 2: Actual Time 8:34 and Video Time 9:36)		
70	August 23, 2022 - Surveillance Video CH2 0800 - 0900		
71	August 23, 2022 - Surveillance Video CH2 0900 - 1000		
72	August 23, 2022 - Surveillance Video CH8 0900 - 1000		
73	August 23, 2022 - Surveillance Video CH5 0900 - 1000		
<b>August 24, 2022</b>			

74	Surveillance Clip 1 (Channel 2: Actual Time 9:31 – 9:32 and Video Time 10:33 – 10:34)		
75	Surveillance Clip 2 (Channel 5: Actual Time 10:04 and Video Time 11:06)		
76	Surveillance Clip 3 (Channel 5: Actual Time 10:14 and Video Time 11:16)		
77	Surveillance Clip 4 (Channel 5: Actual Time 10:59 – 11:00 and Video Time 12:01 – 12:02)		
78	August 24, 2022 – Surveillance Video CH2 1000 - 1100		
79	August 24, 2022 – Surveillance Video CH5 1100 - 1200		
80	August 24, 2022 – Surveillance Video CH5 1200 - 1300		
81	RESERVED		
82	RESERVED		
83	RESERVED		
84	RESERVED		
85	RESERVED		
86	RESERVED		
87	RESERVED		
88	RESERVED		
89	RESERVED		
90	RESERVED		
91	RESERVED		
92	RESERVED		
93	RESERVED		
94	RESERVED		
95	RESERVED		
96	RESERVED		
97	RESERVED		
98	RESERVED		



99	RESERVED		
100	Photograph of Baylor Scott & White Surgicare North Dallas (BSW ND)		
101	Business Clock		
102	Photograph of PACU at BSW ND		
103	Photograph of O.R. Hall at BSW ND		
104	Photograph of Bath Hall at BSW ND		
105	Photograph of PACU at BSW ND		
106	Photograph of O.R. Storage at BSW ND		
107	Photograph of Pre-Op at BSW ND		
108	Photograph of Materials Hall at BSW ND		
109	Photograph of Entry Hall at BSW ND		
110	Photograph of Business Hall at BSW ND		
111	Photograph of Dictation Room at BSW ND		
112	Photograph of Business Hall at BSW ND		
113	Photograph of med cabinet (both doors) at BSW ND		
114	Photograph of posters on the med cabinet at BSW ND		
115	Photograph of med cabinet at BSW ND		
116	Photograph of med cabinet at BSW ND		
117	Photograph of poster at BSW ND		
118	Photograph of IV stand in operating room at BSW ND		

119	Photograph of operating room at BSW ND		
120	Photographs of anesthesia cart in operating room at BSW ND		
121	Photograph of Hallway by OR #2		
122	Photograph of hallway by OR #4 at BSW ND		
123	Photograph of interior of the operating room at BSW ND		
124	Photograph of warming bin (warmer) at BSW ND		
125	Photograph of warming bin (warmer) at BSW ND		
126	Photograph of back hallway at BSW ND		
127	Photograph of back hallway at BSW ND		
128	Photograph of the hallway looking towards Recovery at BSW ND		
129	Photographs of the Pre-Op at BSW ND		
130	SWIFS records - J.A.		
131	Medical City records - J.A.		
132	BSW ND records - J.A.		
133	Medical City records - J.A.		
134	Root Cause Analysis BSW ND - J.A.		
135	Photographs of IV Bag		
136	Photographs of IV Bag Sleeve		
137	Photographs of IV Bag Sleeve		
138	Photographs of J.A. at hospital		
139	Video of J.A. post-incident		

140	Video of J.A. post-incident		
141	Photograph of J.A. post-incident		
142	Toxicology Analysis Test Report – J.A.		
143	BSW ND records - J.E.		
144	Texas Health Resources records - J.E.		
145	BSW ND records - K.P.		
146	SWIFS records - K.P.		
147	Medical City Heart and Spine records - K.P.		
148	Photographs of blood sample – K.P.		
149	Medical City Heart and Spine records - K.P.		
150	Root Cause Analysis BSW ND - K.P.		
151	Dallas Co. Medical Examiners records - M.K.		
152	Photographs at M.K. Residence		
153	Toxicology Analysis Test Report – M.K.		
154	Text regarding M.K.'s schedule		
155	Medical City Heart and Spine records - T.Y.		
156	BSW ND records - T.Y.		
157	Root Cause Analysis BSW ND - T.Y.		
158	Baylor Scott & White Surgicare North Garland (BSW NG) peer review records		
159	Texas Medical Board records concerning Ortiz		
160	BSW ND Case by Surgeon Summary Report		
161	Photograph of IV bags (4)		
162	Calendar denoting transfers		

163	BSW ND purchase order with Medline Industries, Inc.		
164	Medline shipping documents, BSW ND		
165	Medline shipping documents, BSW ND		
166	Peer Review Communication		
167	Medications released for testing		
168	Photographs of medications		
169	Complaint, dated 3/8/2018		
170	Agreed Order, dated 10/19/2018		
171	Agreed Order, dated 8/19/2022		
172	Order of Temporary Suspension, dated 9/9/2022		
173	BSW ND records concerning peer review		
174	Ortiz cases, May through August 2022		
175	Anesthesia analysis (daily schedule)		
176	Staff calendar		
177	Ortiz May to August 2022 calendar		
178	2022 Calendar and Root Cause Analysis BSW ND		
179	Lactated Ringer's Injection USP label		
180	Lactated Ringer's Injection, USP Description		
181	Financial account records, JPMorgan Chase Bank, N.A.		

182	Financial account records, JPMorgan Chase Bank, N.A.		
183	Financial account records, JPMorgan Chase Bank, N.A.		
184	Financial account records, JPMorgan Chase Bank, N.A.		
185	Financial account records, JPMorgan Chase Bank, N.A.		
186	Financial account records, American Express		
187	Financial account records, Bank of America, N.A.,		
188	Financial account records, Bank of America, N.A.		
189	IRS federal tax returns and tax information concerning Ortiz and businesses		
190	IV Bag from J.A. procedure		
191	IV Shell from J.A. procedure		
192	IV bags (2) from warmer		
193	K.P. blood samples		
194	J.A. blood samples		
195	DVR from BSW ND		
196	Hard drive copy of surveillance from BSW ND		
197	Comparison Chart - Gross Receipts vs Distributions, Garland Anesthesia (2016-2021)		
198	Comparison Chart - Ordinary Income vs Distributions, Garland Anesthesia (2016-2021)		

199	Comparison Chart – Distributions, Assured vs Garland		
200	Comparison Chart - Gross Receipts, Assured vs Garland		
201	Comparison Chart - Ordinary Income (Loss), Assured vs Garland		
202	Texan Security Services Invoice		
203	RESERVED		
204	RESERVED		
205	IV Bag (demonstrative)		
206	Syringe (demonstrative)		
207	Medicine Vial(s) (demonstrative)		
208	Patient records, M.N.		
209	Patient records, J.R.		
210	Patient records, M.A.		
211	Patient records, A.H.		
212	Patient records, K.G.		
213	Patient records, L.S.		
214	Patient records, F.L.		
215	Patient records, M.D.		
216	Floor plan of BSW ND with camera angles		
217	NMS Toxicology Report – J.A.		
218	NMS Toxicology Report - J.A.		
219	Root Cause Analysis BSW ND - J.E.		
220	Toxicology Analysis Test Report – K.P.		
221	NMS Toxicology Report – K.P.		
222	NMS Toxicology Report – K.P.		
223	NMS Toxicology Report – K.P.		
224	NMS Toxicology Report -M.K.		

225	BSW ND purchase order with Medline Industries, Inc.		
226	First Amended Complaint, dated 6/15/2018		
227	SWIFS records, 22-IFS-12341		
228	SWIFS records, 22-IFS-17256		
229	SWIFS records, 22-IFS-17336		
230	Ortiz call (to be excerpted)		
231	Ortiz call (to be excerpted)		
232	Ortiz call (to be excerpted)		
233	Timeline (7 days)		
234	NMS Labs records		
235	Notice of Federal Tax Lien		
236	Notice of Federal Tax Lien		
237	Certification		
238	Articles of Incorporation, and Public Information Report, Assured Medical Billing, Inc.		
239	Certification		
240	Articles of Incorporation, and Public Information Report, Garland Anesthesia Consultants P.A.		
241	Transcript of Ortiz call (to be excerpted)		
242	Transcript of Ortiz call (to be excerpted)		
243	Transcript of Ortiz call (to be excerpted)		

244	Verbeck Report		
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Respectfully submitted,

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UNITED STATES ATTORNEY

/s/ John J. de la Garza III

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**Certificate of Service**

I certify that on March 31, 2024 I electronically filed this document with the Clerk for the United States District Court for the Northern District of Texas pursuant to its electronic filing system (ECF).

/s/ John J. de la Garza III

JOHN J. DE LA GARZA III  
Assistant United States Attorney